



New Jersey Department of Children and Families Policy Manual

Manual:	NJAC	NJ Administrative Code Excerpts	Effective Date:
Title	10	Human Services	
Chapter	132A	Legal Guardianship	10/31/2008
Subchapter:	1	Dyfs Legal Guardianship Subsidy Program	
Section	7	Program standards (N.J.A.C. 10:132A-1.7)	

§10:132A-1.7 Program standards

(a) The Division requires a relative interested in being approved for the program to meet the following standards in order to be approved for the DYFS Legal Guardianship Subsidy Program:

1. The relative agrees to comply with the responsibilities of the program by signing the agreement;
2. The relative is at least 18 years of age;
3. No household member has been responsible for an incident of sexual abuse of a child or an incident of child abuse or neglect, which caused death, serious injury or harm, or significant risk of serious injury to a child;
4. The child's parent does not reside in the relative's home, unless an exception is made by the DYFS Director or his or her designee for those rare and limited circumstances including, but not limited to, where the parent is dependent upon the caregiver because he or she is a minor or developmentally challenged and not capable of residing independently;
5. No household member has been convicted of a crime specified in N.J.S.A. 30:4C-26.8;
6. The relative discloses any criminal convictions of each juvenile member of the household. The Division representative assesses the safety of a child placed with this relative in relation to the criminal convictions of any juvenile living with the relative;
7. If employed outside the home, the relative has an acceptable plan for care and supervision of the child during the relative's absence from the home;
8. There is no indication of health, safety, or fire hazards in or around the relative's home;

9. Sleeping arrangements for the child are adequate, including privacy appropriate to the age and needs of the child;

10. There is no indication that the relative or any other household member has personal characteristics or conduct which, in the judgment of the Division representative, would jeopardize the health or safety of the child;

11. The Division representative advises the relative that the Division encourages the use of fair, reasonable, and consistent discipline to enhance or modify the child's behavior and strongly discourages the use of corporal punishment, and the relative agrees to this standard;

12. The relative has adequate income to support himself or herself and each household member, excluding each child in placement, without the addition of the maintenance payment from the DYFS Legal Guardianship